

THE HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

WELLS FARGO BANK, N.A.,

Plaintiff,

v.

ARMANDO CADENA and
EXPEDITORS INTERNATIONAL OF
WASHINGTON, INC.,

Defendants.

Case No. 2:20-cv-00317-RAJ-BAT

**STIPULATION AND ORDER FOR
INTERPLEADER OF FUNDS AND
DISMISSAL**

All parties, by and through their undersigned counsel, hereby stipulate to the following and request that the Court enter the adjoining order.

STIPULATION

1. That this Court has jurisdiction over the parties;
2. That this Court should permit interpleader plaintiff Wells Fargo Bank, N.A. (“Wells Fargo”) to deduct its reasonable costs and attorneys’ fees incurred in connection with this action, in the amount of \$5,891.00, from the \$1,115,328.23 restrained funds (the “Restrained Proceeds”) in Wells Fargo Crown Banking Account (Acct. # XXXXXX1567; the “Wells Fargo Cadena Account”) as a result of conflicting claims, and deposit the remaining \$1,109,437.23 (the “Interpleaded Funds”) with the Registry of the Court pursuant to Local Civil Rule 67(a);

5. That defendants Armando Cadena and Expeditors International of Washington, Inc. be enjoined and prohibited from instituting any actions against Wells Fargo and/or its agents, affiliates, employees and servants, in connection with the Restrained Proceeds, the Interpleaded Funds, and/or the Wells Fargo Cadena Account, including but not limited to any and all transactions conducted therein; and

DATED this 14th day of April, 2020.

By /s/ *Al Roundtree*

Attorneys for Plaintiff

¹ Defendant Expeditors International of Washington, Inc. (“Expeditors”) has initiated a separate action against defendant Armando Cadena (“Cadena”), which in part concerns the funds deposited in the Wells Fargo Crown Banking Account (Acct. # XXXXXX1567) that is the subject of this action. *See Expeditors International of Washington, Inc. v. Armando Cadena Santillana*, W.D.Wash. No. 2:20-cv-00349-TSZ (the “Expeditors Action”).

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ORDER

Based on the forgoing stipulation and a review of the records on file, the Court HEREBY FINDS that it has jurisdiction over the parties and FURTHER ORDERS:

1. Plaintiff Wells Fargo Bank, N.A. to deduct from the \$1,115,328.23 ("Restrained Proceeds") its reasonable costs and fees incurred in bringing this action, in the amount of \$5,891.00, and, pursuant to Local Civil Rule 67(a), deposit the remaining \$1,109,437.23 (the "Interpleaded Funds") with the Registry of the Court within fourteen (14) days of this Order;


2. Defendants to interplead as to their rights and settle or litigate amongst themselves their claims and rights to the Interpleaded Funds;

3. Plaintiff Wells Fargo Bank, N.A. be discharged from all liability to any of the parties to this action concerning Wells Fargo's obligations related to the Restrained Proceeds, the Interpleaded Funds, and/or or the bank accounts and financial transactions giving rise to this action;

4. Defendants to be enjoined and prohibited from instituting any actions against Plaintiff Wells Fargo Bank, N.A. and/or its agents, affiliates, employees and servants, in connection with the Restrained Proceeds, the Interpleaded Funds, and/or the bank accounts and financial transactions giving rise to this action;

5. Plaintiff Wells Fargo Bank, N.A. is hereby dismissed, with prejudice, as a party to this action.

DATED this 15th day of April, 2020.


The Honorable Richard A. Jones
United States District Judge